

PATENT

Attorney Docket No.: 020915-001500US

Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

On August 4, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Ohn Jone

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Spears, Louis E. et al.

Application No.: 10/764,210

Filed: January 22, 2004

For: COMPUTER INPUT/OUTPUT

CONNECTOR ASSEMBLY

Customer No.: 20350

Confirmation No. 8077

Examiner:

Khiem M. Nguyen

Technology Center/Art Unit: 2839

RESPONSE TO SECOND

RESTRICTION REQUIREMENT AND INTERVIEW SUMMARY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the second restriction requirement mailed June 28, 2005, for which a petition is submitted to extend time for one month from July 28, 2005 to August 28, 2005, the Examiner required further restriction of remaining claims 1-16 into one of the following groups under 35 USC § 121:

Group I

Figure 1

Group II

Figures 2-4

Before addressing the merits of this second restriction requirement, Applicants would first like to thank Examiner Nguyen for speaking by telephone with their undersigned

Appl. No. 10/764,310

Response dated August 4, 2005

Reply to Restriction Requirement of June 28, 2005

Attorney Docket No.: 020915-001500US

attorney on July 18, 2005. For the reasons explained in this response, an agreement was reached

that no further election is required and examination can move forward on claims 1-16.

35 U.S.C. § 121 provides that the Examiner may issue a restriction requirement

where "two or more independent and distinct inventions are claimed in one application." As

discussed during the telephone interview, Applicants' Figs. 1 and 2-4 merely show different

views of the same invention, not "two or more independent and distinct inventions." More

specifically, Fig. 1 shows the claimed connector assembly (20) embedded in a personal computer

tower, while Figs. 2-4 shows close up views of the Fig. 1 connector assembly (20). Since all of

Applicants' drawings pertain to the same connector assembly, there is no point in electing among

Applicants' drawings. Indeed, to make such an election would falsely suggest that there is a

difference between the connector assemblies shown in Applicants' drawings when, in fact, there

is none.

If the Examiner believes a telephone conference would expedite prosecution of

this application, please telephone the undersigned at (415) 576-0200.

Respectfully submitted,

W. Chambers Guv

Reg. No. 30,617

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, Eighth Floor

San Francisco, California 94111-3834

Tel: 415-576-0200

Fax: 415-576-0300

Attachments

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